IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO. 3950 OF 2004

IN

CRIMINAL APPEAL NO. 1060 OF 2004

Ashok Ramchandra Adwani & ors. .. Applicants

versus

State of Maharashtra .. Respondents

...

Ms.Pooja Bhojne for the applicants.

Mr.A.M. Shringarpure, APP for the State.

CORAM : V.M. KANADE, J

DATED : 8th October 2004.

P.C:-

1. Heard the learned counsel appearing on behalf of the applicant and the learned APP appearing on behalf of the State.

2. The applicants are convicted u/s.452 r/w sec.323 and 394 of the IPc and sentenced to undergo RI

for three years and 6 years RI respectively. On the last occasion, the Court had directed the learned APP to take instructions to find out whether there are any other prior antecedents in respect of the applicants. The learned APP appearing for the State has stated that there are no prior antecedents. Report submitted by the APP is taken on record. It is however submitted that the applicants are no longer staying at the address which is mentioned in the application.

3. The applicants are in jail for the last two years. The injuries on the complainant Rukmini and her husband appear to be simple injuries. The applicants have already undergone two years of sentence. Appeal is not likely to come up for hearing for quite some time.

4. The applicants are therefore, released on bail in the sum of Rs.5,000/- each with one or two sureties in the like amount. The applicant to report to Ulhasnagar Police station twice in a month.

V.M. KANADE, J